

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. <u>07-506</u>
v.	:	DATE FILED: <u>8/23/07</u>
KENRIC LATIEF WILKES	:	VIOLATIONS:
	:	18 U.S.C. § 924(a)(1)(A) (making a false
	:	statement to a federal firearms licensee - 4
	:	counts)
	:	Notice of forfeiture

INDICTMENT

COUNTS ONE THROUGH FOUR

THE GRAND JURY CHARGES THAT:

At all times material to this indictment:

1. C & C Sport Center, 101 Geiger Road, Philadelphia, Pennsylvania 19115, FFL# 8-23-17990, possessed a federal firearms license ("FFL") and was authorized to deal in firearms under federal laws.

2. FFL holders are licensed, among other things, to sell firearms and ammunition. Various rules and regulations promulgated under the authority of Chapter 44, Title 18, United States Code, govern the manner in which an FFL holder may sell firearms and ammunition.

3. The rules and regulations governing FFL holders required that a person seeking to purchase a handgun fill out a "Firearms Transaction Record," ATF Form 4473. Part of the Form 4473 required that the prospective purchaser certify that all his or her answers on Form 4473 are true and correct. The Form 4473 contains language warning that "[t]he federal firearms laws require that the individual filling out this form must be buying the firearm for

himself or as a gift. Any individual who is not buying the firearm for himself/herself or as a gift, but who completes this form, violates the law.” “. . . answering “yes” to question 12a [which asks, “Are you the actual buyer of the firearm(s) listed on this form?”] when [you] am not the actual buyer of the firearm is a crime punishable as a felony.”

4. A person who purchases a firearm for another person and falsely completes the Form 4473 is a "straw purchaser." Acting as a straw purchaser is referred to as “lying and buying.”

5. FFL holders are required to maintain a record, in the form of a completed Form 4473, of the identity of the actual buyer of firearms sold by the FFL holder, to ensure that the person was not prohibited from purchasing a firearm.

6. On or about the dates listed below, in Philadelphia, in the Eastern District of Pennsylvania, defendant

KENRIC LATIEF WILKES,

in connection with the acquisition of each of the firearms listed below from the FFL holders listed below, knowingly made a false statement and representation with respect to information required by the provisions of Chapter 44, Title 18, United States Code, to be kept in the FFL holders’ records, in that defendant WILKES certified on the Form 4473 that he was the actual buyer of the firearms listed in the table below, when in fact, as he knew, this statement was false and fictitious.

Count	Date	Location	Firearm	Serial Number
1	June 22, 2004	C&C Sport Center	Desert Eagle Model "Baby Eagle" .40 caliber pistol	20309073
2	June 26, 2004	C&C Sport Center	Hi Point Model JCP .40 caliber pistol	X712665
3	June 26, 2004	C&C Sport Center	Hi Point Model CP 9mm pistol	P1210243
4	June 26, 2004	C&C Sport Center	Sturm Ruger Model P95 9mm pistol	31544025

All in violation of Title 18, United States Code, Section 924(a)(1)(A).

NOTICE OF FORFEITURE

THE GRAND JURY FURTHER CHARGES THAT:

As a result of the violations of Title 18, United States Code, Section 924(a)(1)(A),
set forth in this indictment, defendant

KENRIC LATIEF WILKES

shall forfeit to the United States of America all firearms involved in the commission of such
offenses, including, but not limited to:

- 1) Desert Eagle Model “Baby Eagle” .40 caliber pistol, serial number 20309073;
- 2) Hi Point Model JCP .40 caliber pistol, serial number 1 X712665
- 3) Hi Point Model CP 9mm pistol, serial number P1210243; and
- 4) Sturm Ruger Model P95 9mm pistol, serial number 31544025.

All pursuant to Title 28, United States Code, Section 2461(c), and Title 18,
United States Code, Section 924(d).

A TRUE BILL:

GRAND JURY FOREPERSON

PATRICK L. MEEHAN
UNITED STATES ATTORNEY